

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Abraham WARSHAWSKY et al

Application No.: 10/009,308 Conf. No. 5740

Filed: May 13, 2002

For: PHARMACEUTICAL COMPOSITIONS COMPRISING IRON CHELATORS FOR THE ...

Art Unit: 1615

Examiner:

Washington, D.C.

Atty.'s Docket: WARSHAWSKY=3

Date: March 25, 2003

TECH CENTER 1600/2900

APR 01 2003

RECEIVED

THE COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

Sir:

Transmitted herewith is a [ ] Amendment [X] Third Preliminary Amendment

in the above-identified application.

[XX] Small Entity Status: Applicant(s) claim small entity status. See 37 C.F.R. §1.27.

[ ] No additional fee is required.

[XX] The fee has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR
TOTAL	* 30	MINUS	** 48
INDEP.	* 5	MINUS	*** 4
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM			
		PRESENT EXTRA EQUALS	
		0	
		1	

ADDITIONAL FEE TOTAL

SMALL ENTITY	
RATE	ADDITIONAL FEE
x 9	\$
x 42	\$ 42.00
+ 140	\$

OR

OTHER THAN SMALL ENTITY	
RATE	ADDITIONAL FEE
x 18	\$
x 84	\$
+ 280	\$
TOTAL	

OR

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
- \*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.
- \*\*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

[XX] Conditional Petition for Extension of Time

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

[ ] It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

Small Entity

Response Filed Within

- [ ] First - \$ 55.00
- [ ] Second - \$ 205.00
- [ ] Third - \$ 465.00
- [ ] Fourth - \$ 725.00

Month After Time Period Set

Other Than Small Entity

Response Filed Within

- [ ] First - \$ 110.00
- [ ] Second - \$ 410.00
- [ ] Third - \$ 930.00
- [ ] Fourth - \$ 1450.00

Month After Time Period Set

[ ] Less fees (\$ \_\_\_\_\_) already paid for \_\_\_\_ month(s) extension of time on \_\_\_\_\_.

[ ] Please charge my Deposit Account No. 02-4035 in the amount of \$ \_\_\_\_\_.

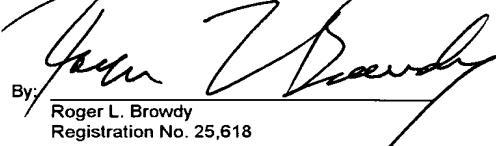
[XX] Credit Card Payment Form, PTO-2038, is attached, authorizing payment in the amount of \$ 42.00.

[ ] A check in the amount of \$ \_\_\_\_\_ is attached (check no. \_\_\_\_\_).

[XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR §1.16 and all patent processing fees under 37 CFR §1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

BROWDY AND NEIMARK, P.L.L.C.

Attorneys for Applicant(s)

  
By: Roger L. Browdy  
Registration No. 25,618



XG V.G. 9/1/03

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Atty. Docket: WARSHAWSKY 3

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 Abraham WARSHAWSKY et al ) Art Unit: 1615  
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 Appln. No.: 10/009,300 ) Examiner:  
 )  
 Filed: May 13, 2002 ) Washington, D.C.  
 )  
 For: PHARMACEUTICAL ) March 25, 2003  
 COMPOSITIONS COMPRISING )  
 IRON CHELATORS FOR THE ...)

THIRD PRELIMINARY AMENDMENT

Honorable Commissioner for Patents  
Washington, D.C. 20231

Sir:

Prior to examination on the merits, please amend as follows:

03/28/2003 CNGUYEN 00000119 10009300  
01 FC:2201 42.00 OP